

**CITY OF EL PASO, TEXAS  
AGENDA ITEM  
DEPARTMENT HEAD'S SUMMARY FORM**

**DEPARTMENT:** Environmental Services

**AGENDA DATE:** June 14, 2011

**CONTACT PERSON NAME AND PHONE NUMBER:** William V. Stern, Deputy Building Official  
(915) 599-3742

**DISTRICT(S) AFFECTED:** 8

**SUBJECT:**

Placing a condemnation lien on the following property (legal description on file with the City Clerk) and in the following amount for work performed by the City pursuant to Section 18.50 (Unsafe Structures and Conditions) of the El Paso City Code:

|  |                    |                   |
|--|--------------------|-------------------|
| <b>800 Park Street</b>                     | <b>\$13,303.43</b> | <b>District 8</b> |
| Gregorio Rodriguez and Francisca Rodriguez |                    |                   |

**BACKGROUND / DISCUSSION:**

The Building and Standards Commission ordered on July 28, 2010 that the structure at **800 Park Street** be demolished and cleaned of all weeds, trash and debris within 30 days. The cost incurred for this property at **800 Park Street** includes \$12,302.76 performed by the Department of Transportation of the City of El Paso and \$1,000.67 performed by the City Clerk's Office and Environmental Services Department for a total cost of \$13,303.43.

**PRIOR COUNCIL ACTION:**

N/A

**AMOUNT AND SOURCE OF FUNDING:**

N/A

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**BOARD / COMMISSION ACTION:**

Building Standards Commission – Public Hearing – July 28, 2010

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\*\*\*\*\*REQUIRED AUTHORIZATION\*\*\*\*\*

**DEPARTMENT HEAD:**

(If Department Head Summary Form is initiated by Purchasing, client department should sign also)

*Information copy to appropriate Deputy City Manager*

## RESOLUTION

**WHEREAS**, in accordance with Chapter 18.50 of the City Code, the Building and Standards Commission of the City of El Paso, by Order dated the 28<sup>th</sup> day of July, 2010, after due notice and hearing, issued an order to GREGORIO RODRIGUEZ AND FRANCISCA RODRIGUEZ, record Owner of the hereinafter described property that the structure be demolished within thirty (30) days and that the premises be cleaned of all weeds, trash, and debris within thirty (30) days, and the Owner and any mortgagee or lienholder having failed after due notice to comply with such ORDER, the Department of Transportation of the City of El Paso has been ordered to proceed to demolish and clean the premises of all weeds, trash, and debris.

**WHEREAS**, the Director for the Environmental Services Department has reported the cost of doing such work in the amount hereinafter set forth;

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:**

1. That the City Council determines the actual cost of the demolishing of the structure within thirty (30) days and cleaning the premises of all weeds, trash and debris from the property, more particularly described as:

Lot 11, Block 40, Magoffin Addition to the City of El Paso, Texas, El Paso County, Texas, more particularly described as 800 Park Street, El Paso, Texas,

to be \$12,302.76, performed by the Department of Transportation of the City of El Paso, and \$1,000.67, performed by the City Clerk's Office and Environmental Services Department, making a total of \$13,303.43. The City Council finds that the work was completed on the 18<sup>th</sup> day of December, 2010, and approves the costs.

2. That the City Council, in accordance with Texas Local Government Code §214.001(n), declares the above total amount of THIRTEEN THOUSAND THREE HUNDRED THREE AND 43/100 DOLLARS (\$13,303.43) to be a lien on the above-described property.

3. That the City Clerk is directed to give notice of this lien by filing a copy of this Resolution for record with the County Clerk.

4. That all records of the City Clerk's Office relating to the proceeding against the above-described property are made a part of this Resolution by reference.

(Signatures follow on next page)

ADOPTED this \_\_\_\_\_ day of \_\_\_\_\_, 2011.

CITY OF EL PASO

ATTEST:

\_\_\_\_\_  
John F. Cook  
Mayor

\_\_\_\_\_  
Richarda Duffy Momsen  
City Clerk

APPROVED AS TO FORM:

\_\_\_\_\_  
Robert Almonte II  
Assistant City Attorney

APPROVED AS TO CONTENT:

\_\_\_\_\_  
Ellen A. Smyth, P.E., Director  
Environmental Services Department

ACKNOWLEDGEMENT

THE STATE OF TEXAS     )  
  )  
COUNTY OF EL PASO     )

This instrument was acknowledged before me on this \_\_\_\_\_ day of \_\_\_\_\_, 2011 by \_\_\_\_\_, as \_\_\_\_\_ of the City of El Paso.

\_\_\_\_\_  
Notary Public, State of Texas  
Notary's Printed or Typed Name:

(Seal)  
PREPARED IN THE OFFICE OF:  
City Attorney's Office  
#2 Civic Center Plaza  
El Paso, Texas 79901-1196